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Applicant: Frank P. Zemlan and Thomas A. Campbell  
Docket No.: 1259-064  
Serial No.: \_\_\_\_\_  
Filed: March 5, 1998  
For: METHOD OF DETECTING AXONAL DAMAGE, ASSOCIATED DISEASE STATES, AND RELATED MONOCLONAL ANTIBODIES AND PROTEIN CONTROLS THEREFOR

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.27(a)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: Isolab, Inc.  
ADDRESS OF CONCERN: 3985 Eastern Road, Norton, Ohio 44203-6215

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract of law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled METHOD OF DETECTING AXONAL DAMAGE, ASSOCIATED DISEASE STATES, AND RELATED MONOCLONAL ANTIBODIES AND PROTEIN CONTROLS THEREFOR by inventors Frank P. Zemlan and Thomas A. Campbell described in:

- ☒ the specification filed herewith  
☐ application Serial No. \_\_\_\_\_ filed \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

\*NOTE: Separate verified statement are required from each person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements are made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Andrew M. Jaffe, President and Chief Executive Officer

ADDRESS OF PERSON SIGNING 3985 Eastern Road, Norton, Ohio 44203-6215

SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

**DECLARATION**  
**AND**  
**POWER OF ATTORNEY**

As below named inventors, we hereby declare that:

Our residences, post office addresses and citizenship are as stated below next to our names.

We believe we are the original, first and sole inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD OF DETECTING AZONAL DAMAGE, ASSOCIATED DISEASE STATES, AND RELATED MONOCLONAL ANTIBODIES AND PROTEING CONTROLS THEREFOR the specification of which

(check one)            ☒ [ X ] is attached hereto.

☐ [ ] was filed on \_\_\_\_\_ as  
Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable)

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of the invention claimed in this application, in accordance with Title 37, Code of Federal Regulations, §1.56(a) and (b).

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

			Priority <u>Claimed</u>	
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> [ ] Yes	<input type="checkbox"/> [ ] No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> [ ] Yes	<input type="checkbox"/> [ ] No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> [ ] Yes	<input type="checkbox"/> [ ] No

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We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulation, §1.56(a) and (b) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending  
abandoned)

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending  
abandoned)

We hereby appoint Roger A. Gilcrest, Reg. No. 31,954 or Jeffrey S. Standley, Reg. No. 34,021 c/o Standley & Gilcrest, 495 Metro Place South, Suite 210, Dublin, Ohio, 43017, Telephone No. (614) 792-5555 our attorneys, with full power in each of them, of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. All correspondence should be sent to the attention of Roger A. Gilcrest at the address above.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application of any patent issued thereon.

Full name of inventor

1-82  
Frank P. Zemlan

Date

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Full name of inventor 2-00  
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Date 07

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